IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

OP.No. 20644 of 1998(G)

PETITIONER:

C.G. JOY, PROPRIETOR,
M/S. USHA ELECTRIC & ENGINEERING CO.,
"MARY NILAYA", 1049/82,
IV M BLOCK, RAJAJI NAGAR,
BANGALORE - 560 010.

BY ADV. SRI.C.S.MANU
SRI.P.N.SASIDHARAN

RESPONDENTS:

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1. SENIOR INSPECTOR OF LEGAL METROLOGY,
   OFFICE OF THE SENIOR INSPECTOR OF LEGAL METROLOGY,
   KOZHIKODE.

2. STATE OF KERALA REPRESENTED BY ITS CHIEF SECRETARY,
   GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

BY ADV. SRI. K.V. MANOJ, GOVERNMENT PLEADER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 06/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P NO. 36444/1998 IN O.P. NO. 20644/1998

DISMISSED

06.07.2007 SD/- KURIAN JOSEPH, JUDGE.

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: TRUE COPY OF SHOW CAUSE NOTICE NO. 130/98 DATED 23.9.1998 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER.

EXT.P2: TRUE COPY OF EXPLANATION DATED 08.10.98 SUBMITTED BY THE PETITIONER TO THE 1ST RESPONDENT.

EXT.P3: TRUE COPY OF LETTER NO. 130/98 DATED 23.09.98 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER.

/True Copy/

P.A to Judge.

KURIAN JOSEPH , J

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O.P. NO. 20644 OF 1998

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Dated this the 6th day of July, 2007.

JUDGMENT

The writ petition is filed with the following prayers:

i) issue a Writ of Certiorari or any other appropriate writ, order or direction calling for the records leading to Exts. P1 and P3 and quash Exts.P1 and P3.

ii) issue a Writ of Mandamus or any other appropriate writ, order or direction directing the 1st respondent to consider and dispose of Ext.P2

2.It is submitted that the issue is covered in favour of the petitioner by the decision of this Court in O.P. No. 5886/99. There will be a direction to the 1st respondent to consider Ext.P2 in the light of the judgment referred to above with notice to the petitioner and pass orders thereon in accordance with law. The interim order passed by this Court in C.M.P No. 36444/1998 will continue till such time.

The original petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

rv

KURIAN JOSEPH, JUDGE.

O.P. NO. 20644 of 1998

6th day of July, 2007

JUDGMENT